

c. "Depraved comic book" shall mean and include any comic book depicting sadism, any gruesome crime, or any form of sexual perversion, or containing profanity, obscenity, or filth.

d. "Corruptive comic book" shall mean and include any comic book containing material designed to create sympathy for a criminal, promote distrust of law, teach methods of committing any crime, or material depicting evil triumphing over good, or scenes of excessive violence, or containing advertisements for the sale of nude pictures, sex instruction books, knives, guns, or gambling equipment.

Sec. 4. The provisions of this Act shall not apply to any daily or weekly newspaper, trade journal, nor to any magazine actually engaged in the factual reporting of current events, nor to any reading matter regularly in use in any bona fide religious, educational, or scientific institution.

Sec. 5. If any part whatever of this Act or the application thereof to any person or circumstance should be held for any reason to be invalid, such invalidity shall not affect or invalidate any portion of the remainder of this Act, and it is hereby declared that such remaining portions would have been enacted in any event.

Sec. 6. The fact that present laws are not adequate to prevent circulation of lewd and otherwise undesirable comic books, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Passed by the House February 21, 1955, by a viva voce vote; House concurred in Senate amendments April 14, 1955, by a viva voce vote; passed by the Senate, as amended, April 6, 1955, by a viva voce vote. Approved April 29, 1955.

Effective 90 days after June 7, 1955, date of adjournment.

BOILER INSPECTION

CHAPTER 121

H. B. No. 100

An Act to amend Section 3, Acts, 1937, Forty-fifth Legislature, page 893, Chapter 436, as amended by Acts, 1939, Forty-sixth Legislature, page 433, House Bill No. 419; providing for inspection of steam boilers in all public and private schools, colleges, universities, or county courthouses; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Section 3 of the Acts of the Forty-fifth Legislature, 1937, page 893, Chapter 436, as amended by Acts, 1939, Forty-sixth Legislature, page 433, House Bill No. 419, is hereby amended⁸⁴ so that said Section will read as follows:

"Sec. 3. The following boilers are exempt from the provisions of this Act:

"(1) Boilers under Federal control and stationary boilers at round houses, pumping stations and depots of railway companies under the su-

84. Vernon's Ann.Civ.St. art. 5221c, § 3.

pervision or inspection of the Superintendent of Motive Power of such railway companies;

"(2) Steam boilers on which pressure does not exceed fifteen (15) pounds per square inch, except where such boilers are located in public or private schools, colleges, universities, or county courthouses.

"(3) Automobile boilers and boilers on road motor vehicles;

"(4) Boilers used exclusively for agriculture purposes;

"(5) Boilers for heating in buildings occupied solely for residence purposes with accommodations not to exceed four (4) families;

"(6) Boilers used for cotton gins."

Sec. 2. The fact that the present law exempts boilers which do not exceed fifteen (15) pounds pressure per square inch from State inspection and some of these boilers are in public and private schools, colleges and courthouses, endangering the lives and safety of the public, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Passed by the House, February 8, 1955: Yeas 129, Nays 0; passed by the Senate, April 14, 1955: Yeas 29, Nays 1.

Approved April 29, 1955.

Effective April 29, 1955.

DEAF AND BLIND CHILDREN—EDUCATION AND MAINTENANCE

CHAPTER 122 ⁸⁵

H. B. No. 198

An Act to provide for the maintenance, care and education of persons under the age of eighteen (18) years who are totally deaf and blind; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. The State Board of Education may provide for the maintenance, care and education of persons under the age of eighteen (18) years who are totally deaf and blind.

Sec. 2. The Board may accept such persons on application of the parent or guardian and may require reimbursement for cost of maintenance, care and education as is provided by law for other deaf and blind persons.

Sec. 3. The Board may negotiate and enter into contracts with public or private institutions within or without the State of Texas which are equipped to provide the specialized facilities and personnel necessary to care for and educate persons who are totally deaf and blind and may provide transportation and maintenance to and from such institutions for totally deaf and blind persons and necessary attendants.

Sec. 4. "Totally deaf and blind person" as used in this Act means a person having such defects of sight and hearing that in the determination of the Board the person may not be cared for, treated or educated in the manner now provided by the State for blind or deaf persons.

Sec. 5. The need for special provision and facilities for the care,

85. Vernon's Ann.Civ.St. art. 2675c—1.